

PUBLIC MINUTES (05/27/15)

MEETING CALLED TO ORDER AT 9:16 AM

CHARLES FANARAS, PRESIDENT PRESIDING

MEMBERS PRESENT:

ROBERT STOUT

MIKE BULLEK

GARY MERCHANT

HELEN PERVANAS

JOHN GENOVESE

CHARLES FANARAS

1—MINUTES FROM PUBLIC MEETING 4/15/15:

MOTION TO ACCEPT: Motion: BULLEK SECOND: MERCHANT VOTE: 6-0

2—New Application- Sam's Club Pharmacy, Manchester

After brief discussion it was learned the proposed PIC, Carolyn Nadworny, is still the Pharmacist in Charge at another location. The Board reminded Ms Nadworny that by rule she could not be the PIC in 2 locations. Rather than have the application denied Sam's Club withdrew the application until the correction could be made.

2a—New Application Genoa Nashua, NH

Motion was made to go into non public session to discuss confidential information with Mr Kan.

MOTION: Bullek SECOND: Stout VOTE: 6-0 (9:20AM)

After coming back into public session at 9:50 am Motion was made to grant Genoa the Pharmacy Permit

MOTION: Pervanas SECOND: Bullek VOTE: 6-0

3—COMPLIANCE REPORT- MARGARET CLIFFORD-CCI

CCI Clifford presented her report. Went over the number as they were down slightly due to vacations and the fact they inspected 8 sterile compound facilities. Reported she attended the audit findings with the fiscal committee and will work on a response to be delivered to the governor's office by June 15<sup>th</sup>, 2015.

MOTION TO ACCEPT COMPLIANCE REPORT:

MOTION: GENOVESE

SECOND: BULLEK

VOTE: 6-0

4---PMP MONTHLY REPORT: MICHELLE RICCO JONAS:

Michelle requested the Board allow her to change the PT position for the PDMP program to a full time position. The position is funded by the grant and with the increased workload for the program as communications ramp up the help is needed.

MOTION TO CHANGE POSITION TO FULL TIME:

MOTION: GENOVESE                      SECOND: MERCHANT                      VOTE: 6-0

MOTION TO ACCEPT PMP REPORT:

MOTION: BULLEK                                      SECOND: MERCHANT                                      VOTE: 6-0

5—Official Vote to adopt Ph 401.02 and Ph 1303.02 pursuant to JLCAR Response of 4/21/15

MOTION TO ADOPT:

MOTION: BULLEK                      SECOND: MERCHANT                                      VOTE: 6-0

6—Proofread and submit camera ready version for Publication Ph 400 rules (which became effective 4/18/15)

MOTION TO ACCEPT FINAL CAMERA READY VERSION FOR PUBLICATION:

MOTION: BULLEK                                      SECOND: GENOVESE                                      VOTE: 6-0

7—Ph 700 rules;

After brief discussion regarding the submission of some late comments the Board decided to table the voting on the final version of the 700s until the June meeting allowing a few more weeks to review

8—Non Resident Pharmacy, BIOFUSION, Torrence, CA:

The Board reviewed the application and will request Biofusion send to the Board a printout of all the medicines it has sent into NH in the previous 12 months. This will allow the Board to determine the eligibility of this company to be licensed as a non resident pharmacy.

9—NR Pharmacy renewal with Discipline- MANDELL'S CLINICAL PHARMACY, Somerset, NJ

MOTION TO APPROVE:

MOTION: STOUT                      SECOND: BULLEK                                      VOTE: 6-0

10— NR Pharmacy renewal with Discipline —ORSINI PHARMACEUTICALS SERVICES, ELK GROVE VILLAGE, IL

MOTION TO APPROVE:

MOTION: STOUT                      SECOND: BULLEK                                      VOTE: 6-0

11— NR Pharmacy renewal with Discipline -ROXSAN PHARMACY, Beverly Hills, CA

Application was incomplete as not all questions were answered. Licensing thought they had a corrected page that was sent to them but could not produce it before meeting ended, Tabled until June

12—NR Pharmacy Application, CARDINAL HEALTH;

MOTION TO GRANT LICENSE AS THEY ARE PATIENT SPECIFIC:

MOTION: STOUT                      SECOND: BULLEK                                      VOTE: 6-0

13—NR Pharmacy Application, CENTRAL ADMIXTURE PHARMACY SERVICES, San Diego, CA

MOTION TO NOTIFY THIS COMPANY THEY ARE A 503B FACILITY AND NEED TO LICENSE AS SUCH, NR PERMIT NOT APPROPRIATE

MOTION: STOUT                      SECOND: BULLEK                      VOTE: 6-0

14—NR Pharmacy Application; INFINITE CARE PHARMACY; 100% Prescriber owned;

Board briefly discussed the owner is a pharmacist with prescribing rights, something the statute had not anticipated

MOTION TO GRANT LICENSE:

MOTION: STOUT                      SECOND: BULLEK                      VOTE: 6-0

15—NR Pharmacy Application, IV SOLUTIONS, Lubbock, TX:

This potential licensee as well as many to follow are unable to provide an inspection showing they are compliant with pharmacy rules and laws in their state as well as compliance to USP standards for compounding. This applicant as well as many to follow will be advised to provide an inspection report, withdraw their application or the license request will be denied.

MOTION TO REQUEST INSPECTION, WITHDRAWAL OF APPLICATION OR DENIAL WILL BE ISSUED;

MOTION: GENOVESE                      SECOND: BULLEK                      VOTE: 6-0

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16—NR Nuclear Pharmacy- IBA MOLECULAR,

MOTION TO REQUEST INSPECTION, WITHDRAWAL OF APPLICATION OR DENIAL WILL BE ISSUED;

MOTION: STOUT                      SECOND: GENOVESE                      VOTE: 6-0

17—NR Pharmacy Application; SOUTH BERWICK PHARMACY/SEACOAST COMPOUNDING, South Berwick, ME

MOTION TO APPROVE:

MOTION: STOUT                      SECOND: BULLEK                      VOTE: 6-0

18-- NR Pharmacy Application; WINDSOR PHARMACY & SURGICALS; Bayside, NY:

MOTION TO APPROVE:

MOTION: GENOVESE                      SECOND: BULLEK                      VOTE: 6-0

19—NR Pharmacy Application; CORAM/CVS NR #R0866,

Unable to obtain sterile compound inspection from the State of Maine;

MOTION TO REQUEST INSPECTION, WITHDRAWAL OF APPLICATION OR DENIAL WILL BE ISSUED;

MOTION: STOUT                      SECOND: GENOVESE                      VOTE: 6-0

20—NR Pharmacy renewal; PHARMACY CREATIONS, NR #1085, Randolph, NJ

Request the NH Board allow the use of inspection from LDT rx to be allowed for their sterile inspection; The Board discussed but will not accept. If LDT Rx is seeking Board authority for it's inspectional services they need to apply to this Board for such approval.

MOTION TO REQUEST INSPECTION, WITHDRAWAL OF APPLICATION OR DENIAL WILL BE ISSUED;

MOTION: BULLEK                      SECOND: GENOVESE                      VOTE: 6-0

21-NR Pharmacy—US BIOSERVICES, NR # 0282; Boothwyn, PA

Company requesting Board accept alternative inspection.

MOTION TO REQUEST INSPECTION, WITHDRAWAL OF APPLICATION OR DENIAL WILL BE ISSUED;

MOTION: BULLEK                      SECOND: GENOVESE                      VOTE: 6-0

22—GREER LABS; Manufacturer/Wholesaler #4009. Renewal

MOTION TO HAVE GREER WITHDRAW APPLICATION OR IT WILL BE DENIED;

MOTION: MERCHANT                      SECOND: STOUT                      VOTE: 6-0

23—EXELA PHARMA SERVICES; Manufacturer/Wholesaler #5892

This appears to be a 503B facility; Should license as such.

MOTION TO HAVE EXELA WITHDRAW APPLICATION or it will be denied;

MOTION: MERCHANT                      SECOND: STOUT                      VOTE: 6-0

24-- EXELA PHARMA SERVICES; Manufacturer/Wholesaler #5673

This appears to be a 503B facility; Should license as such.

MOTION TO HAVE EXELA WITHDRAW APPLICATION or it will be denied;

MOTION: MERCHANT                      SECOND: STOUT                      VOTE: 6-0

25—Clarification of Ph 807.02(d) and Ph 807.03(e) ; letter from Walmart Corporate Office

Commissioner Bullek will draft response

26—Collaborative Practice, Diabetes Management, Diep Anh Nguyen;

Send back to applicant as application is incomplete

MOTION TO ADJOURN THE MEETING;

MOTION: MERCHANT                      SECOND: GENOVESE                      VOTE: 6-0

MEETING ENDED 1:27PM

Respectfully,

Robert J Stout